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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

The Authors Guild, Inc., Associational Plaintiff, Betty Miles, Joseph Goulden, and Jim Bouton, individually and on behalf of all others similarly situated,

Plaintisfs,

٧,

Google Inc.,

Defendant.

Case No. 05 CV 8136-DC

STIPULATION AND PROPOSED ORDER FOR WITHDRAWAL OF HERBERT MITGANG, DANIEL HOFFMAN, AND PAUL DICKSON AS REPRESENTATIVE PLAINTIFFS

WHEREAS, there are six representative plaintiffs named in the Fourth Amended Class Action Complaint filed in the above-captioned action, namely, Herbert Mitgang, Betty Miles, Daniel Hoffman, Paul Dickson, Joseph Goulden, and Jim Bouton;

WHEREAS, representative plaintiffs Herbert Mitgang, Daniel Hoffman, and Paul Dickson wish to withdraw as representative plaintiffs; and

WHEREAS, Betty Miles, Joseph Goulden, and Jim Bouton will continue to serve as representative plaintiffs.

IT IS HEREBY STIPULATED AND ORDERED THAT:

- 1. All claims of representative plaintiffs Herbert Mitgang, Daniel Hoffman, and Paul Dickson are voluntarily dismissed. The dismissals are without prejudice, and Herbert Mitgang, Daniel Hoffman, and Paul Dickson retain all rights as members of the putative class in the above-captioned action.
- 2. The foregoing dismissal is without costs, disbursements, or counsel fees to any party.

SO STIPULATED AND AGREED.

DATED: January 12, 2012

Michael J. Boni Joanne Zack

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Counsel for Defendant

SO ORDERED.

Dated: 1/17/2012

Hon. Denny Chin

United States Circuit Judge

itting By Designation